## 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 DISTRICT OF NEVADA 10 11 DENNIS MANKEL, 3:16-cv-00657-HDM-VPC 12 Plaintiff, ORDER 13 VS. 14 GOVERNMENT EMPLOYEES INSURANCE COMPANY, 15 Defendant. 16 17 Before the court is the defendant's motion for partial summary 18 19 defendant has replied (ECF No. 42). 20 21 22

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judgment (ECF No. 27). Plaintiff has opposed (ECF No. 37), and

Plaintiff filed his complaint in this action in state court on June 27, 2016, asserting breach of contract and bad faith claims against his insurer, defendant, for its handling of an underinsured motorists claim. Plaintiff also seeks punitive damages. Defendant removed to this court on November 14, 2016, and now moves for summary judgment on the bad faith and punitive damages claims.

After reviewing the pleadings and evidence in this matter, the court concludes that genuine issues of material fact exist as to whether defendant reasonably handled plaintiff's claim such that

summary judgment on the bad faith and punitive damages claim would be improper. Accordingly, defendant's motion for summary judgment (ECF No. 27) is hereby **DENIED**.

IT IS SO ORDERED.

DATED: This 12th day of October, 2017.

Howard 9 MEKilles
UNITED STATES DISTRICT JUDGE